

SCHEDULE A

SCHEDULE A

AUTHORITY FOR THE TAKING

The property is taken under and in accordance with 40 U.S.C. §§ 3113 and 3114, which authorize the condemnation of land and the filing of a Declaration of Taking; the Act of Congress approved September 30, 1996, as Public Law 104-208, Division C, Section 102, 110 Stat. 3009-546, 3009-554-55, as amended and codified at 8 U.S.C. § 1103(b) & note; and the Act of Congress approved February 15, 2019, as Public Law 116-6, div. A, tit. II, Section 230, which appropriated the funds that shall be used for the taking.

SCHEDULE B

SCHEDULE B

PUBLIC PURPOSE

The public purpose for which said property is taken is to construct, install, operate, and maintain roads, fencing, vehicle barriers, security lighting, cameras, sensors, and related structures designed to help secure the United States/Mexico border within the State of Texas.

SCHEDULE C

SCHEDULE C

LEGAL DESCRIPTION

Starr County, Texas

Tract: RGV-RGC-5063

Owner: Martin Ricardo Garza, *et al.*

Acres: 0.730

Being a 0.730 of one acre (31,794 square feet) parcel of land, more or less, being out of the Juana Josefa Gutiérrez Survey, Abstract No. 84, Porción 72, ancient jurisdiction of Camargo, Mexico, now Starr County, Texas, being out of a called 8.889 acre tract designated as Share 6 in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, being the same tract of land conveyed to Deonicia Alvarez Garza (Undivided Interest) by Warranty Deed recorded in Volume 372, Page 381, Deed Records of Starr County, Texas, and being out of a called 46.3293 acre tract conveyed to Martin Garza by Deed of Gift recorded in Volume 965, Page 344, Official Records of Starr County, Texas, said parcel of land being more particularly described by metes and bounds as follows;

Commencing at a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "POC RGV-RGC-5062 5063", said point being at the northwest corner of Share 6 and the northeast corner of a called 8.070 acre tract designated as Share 5-A in the Final Decree of Partition recorded in Volume 88, Page 470, Deed Records of Starr County, Texas, being the same tract of land conveyed to Refugio G. Vda de Alvarez (Undivided Interest) by Warranty Deed recorded in Volume 118, Page 525, Deed Records of Starr County, Texas, and being the same tract of land conveyed to Martin Garza by Deed of Gift recorded in Volume 965, Page 344, Official Records of Starr County, Texas, said point being in the north line of the 46.3293 acre tract, a southwesterly line of Share 9, and the southwest line of a called 13.221 acre tract conveyed to L&R Precast Concrete Works, Inc. by Special Warranty Deed recorded in Volume 1393, Page 157, Official Records of Starr County, Texas (Tract I), said point having the coordinates of N=16664730.229, E=849991.897, said point bears S 75°26'31" E, a distance of 3695.74' from United States Army Corps of Engineers Control Point No. 210;

Thence: S 09°03'30" W (N 08°07'00" E, Record), departing the southwesterly line of Share 9 and the southwest line of the 13.221 acre tract, with the east line of Share 5-A and the west line of Share 6, for a distance of 106.65' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5062-1=5063-1" for the **Point of Beginning** and northwest corner of Tract RGV-RGC-5063, said point being in the east line of Share 5-A and the west line of Share 6, said point having the coordinates of N=16664624.912, E=849975.107;

Thence: S 49°08'11" E, departing the east line of Share 5-A, over and across Share 6, for a distance of 158.97' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5061-1-3=5063-2" for the northeast corner of Tract RGV-RGC-5063, said point being in the east line of Share 6 and the west line of a called 9.245 acre tract designated as Share 7-A in the Final Decree of Partition recorded in Volume

SCHEDULE C (Cont.)

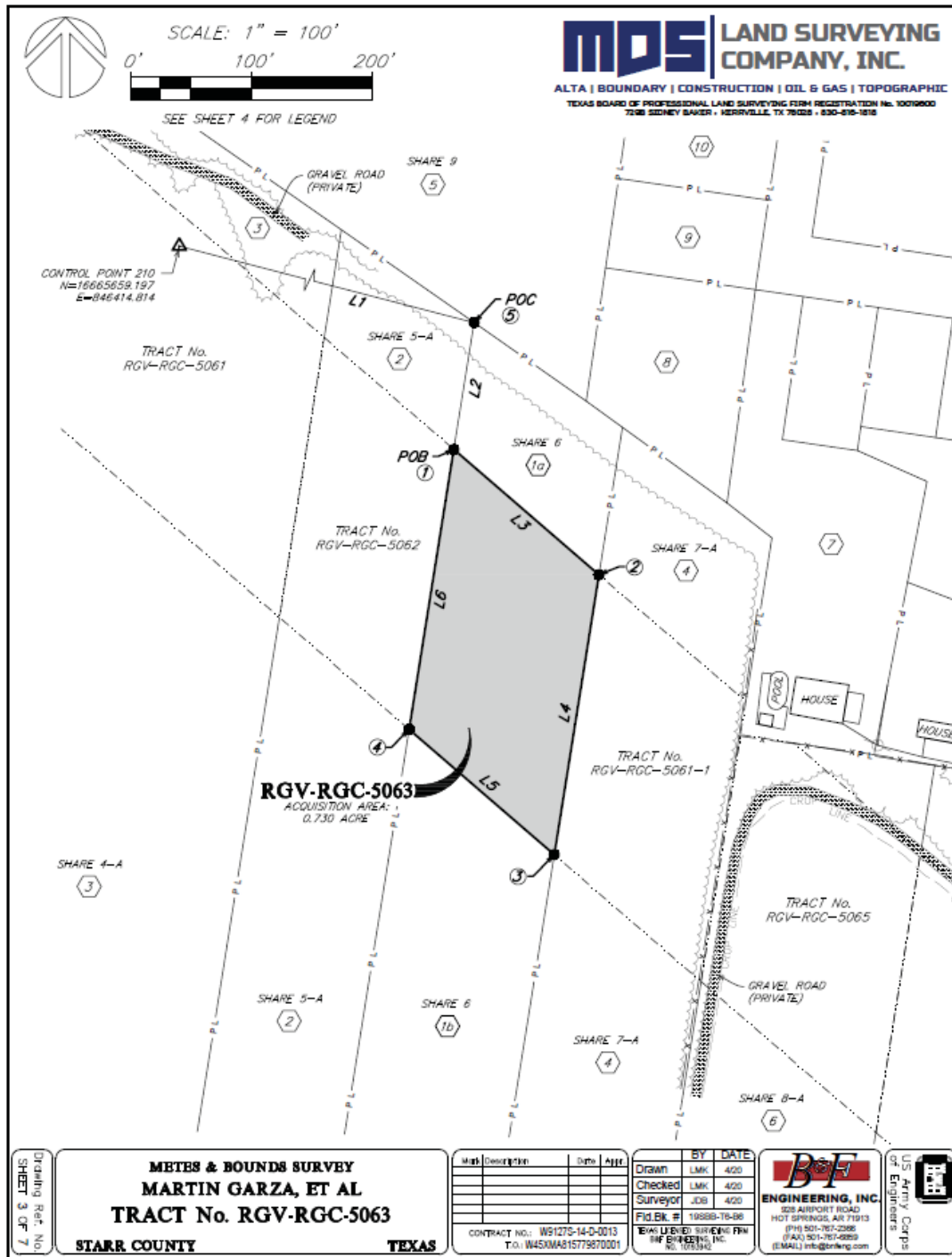
88, Page 470, Deed Records of Starr County, Texas, and being the same tract of land conveyed to Martin Garza by Deed of Gift recorded in Volume 965, Page 344, Official Records of Starr County, Texas;



Thence: S 09°03'30" W (S 08°07'00" W, Record), with the east line of Share 6 and the west line of Share 7-A, for a distance of 235.34' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5061-1-2=5063-3" for the southeast corner of Tract RGV-RGC-5063, said point being in the east line of Share 6 and the west line of Share 7-A;

Thence: N 49°08'11" W, departing the west line of Share 7-A, over and across Share 6, for a distance of 158.97' to a set 5/8" rebar with an MDS LAND SURVEYING aluminum disk capped survey marker stamped with the following description: "RGV-RGC-5062-2=5063-4" for the southwest corner of Tract RGV-RGC-5063, said point being in the west line of Share 6 and the east line of Share 5-A;

Thence: N 09°03'30" E (N 08°07'00" E, Record), with the west line of Share 6 and the east line of Share 5-A, for a distance of 235.34' to the **Point of Beginning**.

SCHEDULE D

SCHEDULE D**MAP or PLAT****LAND TO BE CONDEMNED**

Drawing Ref No. SHEET 4 OF 7	METES & BOUNDS SURVEY			BY DATE Drawn LMK 4/20 Checked LMK 4/20 Surveyor JOB 4/20 Fid. Blk. # 105850-70-86 W&M DESIGN SURVEYING, INC. 10117 LINDSEY AVE. N.W. (757) 393-1100	 B&B ENGINEERING, INC. 626 AIRPORT ROAD HOT SPRINGS, AR 71703 (PH) 501-767-2386 (FAX) 501-767-0989 (EMAIL) info@bbrn.com	 US Army Corps of Engineers
	MARTIN GARZA, ET AL					
	TRACT No. RGV-RGC-5063					
	STARR COUNTY					
	TEXAS					

SCHEDULE D (Cont.)

<p>1a</p> <p>CALLED 8.889 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 6)</p> <p>DEONICIA ALVAREZ GARZA (UNDIVIDED INTEREST) WARRANTY DEED VOL. 372, PG. 381 DRSC</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 965, PG. 344 DRSC</p> <p>REMAINING AREA: 0.358 ACRE</p>	<p>1b</p> <p>CALLED 8.889 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 6)</p> <p>DEONICIA ALVAREZ GARZA (UNDIVIDED INTEREST) WARRANTY DEED VOL. 372, PG. 381 DRSC</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 965, PG. 344 DRSC</p> <p>REMAINING AREA: 7.803 ACRES</p>	<p>2</p> <p>CALLED 8.070 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 5-A)</p> <p>REFUGIO G. VDA DE ALVAREZ (UNDIVIDED INTEREST) WARRANTY DEED VOL. 118, PG. 525 DRSC</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 965, PG. 344 DRSC</p>	<p>3</p> <p>CALLED 20.002 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 4-A)</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 965, PG. 344 DRSC</p>
<p>4</p> <p>CALLED 9.245 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 7-A)</p> <p>MARTIN GARZA CALLED 46.3293 ACRES DEED OF GIFT VOL. 965, PG. 344 DRSC</p>	<p>5</p> <p>L&R PRECAST CONCRETE WORKS, INC. CALLED 13.221 ACRES SPECIAL WARRANTY DEED VOL. 1393, PG. 157 DRSC (TRACT I)</p>	<p>6</p> <p>ROSE MARIE G. RODRIGUEZ PROBATE CAUSE No. PR-88-23</p> <p>FIDEL SALINAS CALLED 10.00 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 8-A)</p>	<p>7</p> <p>MARY ELIZABETH GARCIA CALLED 0.84 OF AN ACRE AFFIDAVIT OF USE & POSSESSION INST. No. 2018-345874 DRSC</p>
<p>8</p> <p>JOSE CANUL, JR. CALLED 0.42 ACRE DEED OF GIFT VOL. 1150, PG. 627 DRSC</p>	<p>9</p> <p>LOT 10 BLOCK 1 EL QUOTE 2 VOL. 2, PG. 192 PRSC</p>	<p>10</p> <p>LOT 9 BLOCK 1 EL QUOTE 2 VOL. 2, PG. 192 PRSC</p>	<p>11</p> <p>CAMILO GARZA & RAMON GARZA CALLED 8.547 ACRES FINAL DECREE OF PARTITION VOL. 88, PG. 470 DRSC (SHARE 3)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 853)</p> <p>JESUS M. GARZA, ET AL PROBATE (CAUSE No. 871)</p> <p>RANULFO GARZA WARRANTY DEED VOL. 603, PG. 503 DRSC</p> <p>SAN JUANITA SEPULVEDA DEED OF GIFT VOL. 1030, PG. 373 DRSC</p>
<p>12</p> <p>ARTURO GARZA, JR. CALLED 29.200 ACRES EXECUTOR'S DEED VOL. 462, PG. 307 DRSC (FIRST TRACT, SHARE 2-A)</p>	<p>13</p> <p>BENITO ALVAREZ, JR., ET AL CALLED 1.99 ACRES WARRANTY DEED VOL. 511, PG. 781 DRSC</p>		

MDS LAND SURVEYING
COMPANY, INC.

ALTA | BOUNDARY | CONSTRUCTION | OIL & GAS | TOPOGRAPHIC

TEXAS BOARD OF PROFESSIONAL LAND SURVEYING FROM REGISTRATION No. 10078900

7208 SIDNEY SAUER • MERRVILLE, TX 78028 • 830-416-1818

Drawing Ref. No.
SHEET 5 OF 7

METES & BOUNDS SURVEY
MARTIN GARZA, ET AL
TRACT No. RGV-RGC-5063

STARR COUNTY

TEXAS

Mark	Description	Date	Appr.

CONTRACT NO.: W91275-14-D-0013
T.O. W453MAG1577970001

BY	DATE
Drawn LMK	4/20
Checked LMK	4/20
Surveyor JCB	4/20
Fid.Bk. #	109889-78-08

EWALD, DAVID, SURVEYING FIRM
INC. ENGINEERING, INC.
NO. 10751942

ENGINEERING, INC.

928 AIRPORT ROAD
HOT SPRINGS, AR 71913
(PH) 501-767-2266
(FAX) 501-767-4989
(EMAIL) info@ewaldfirm.com

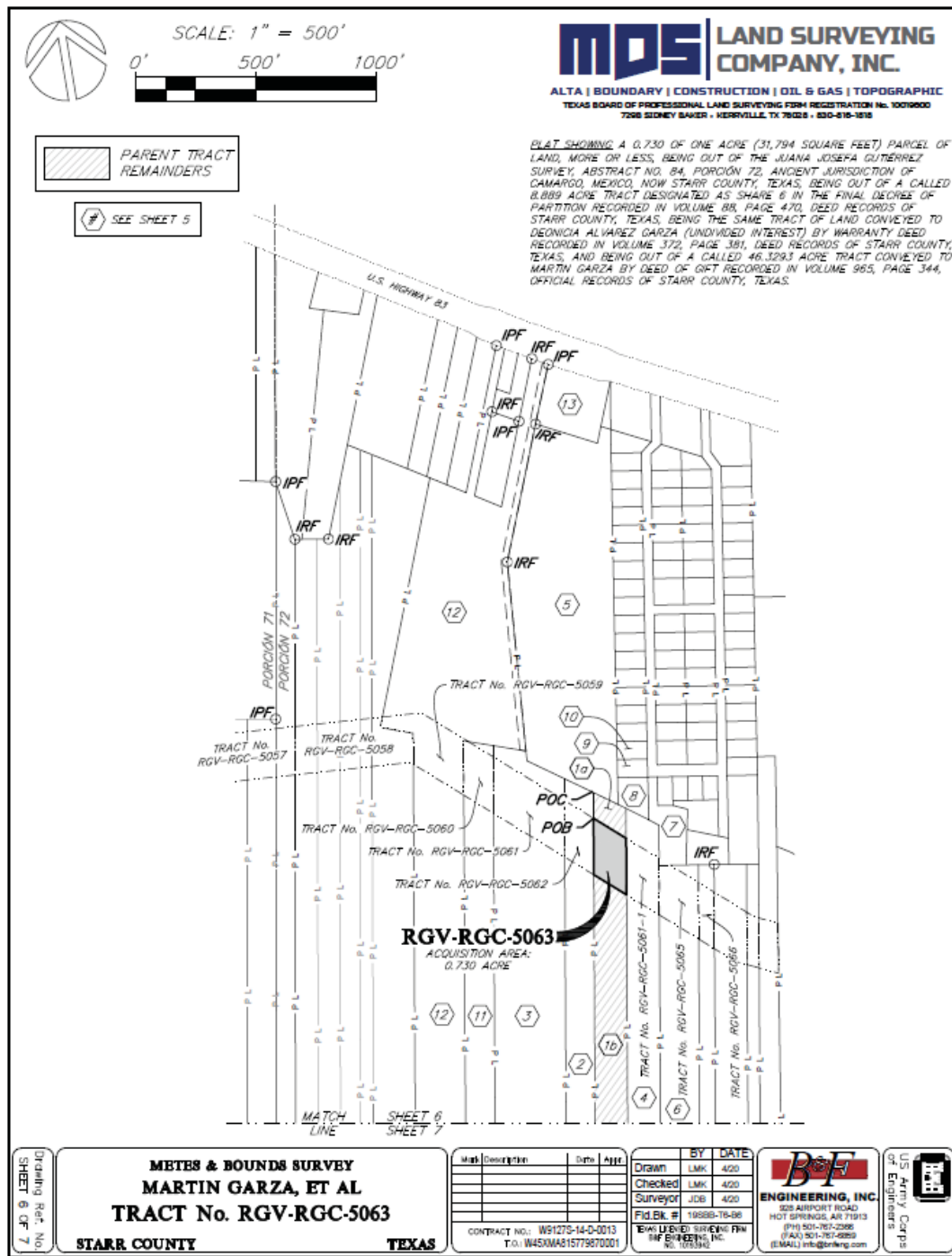
U.S. Army Corps of Engineers

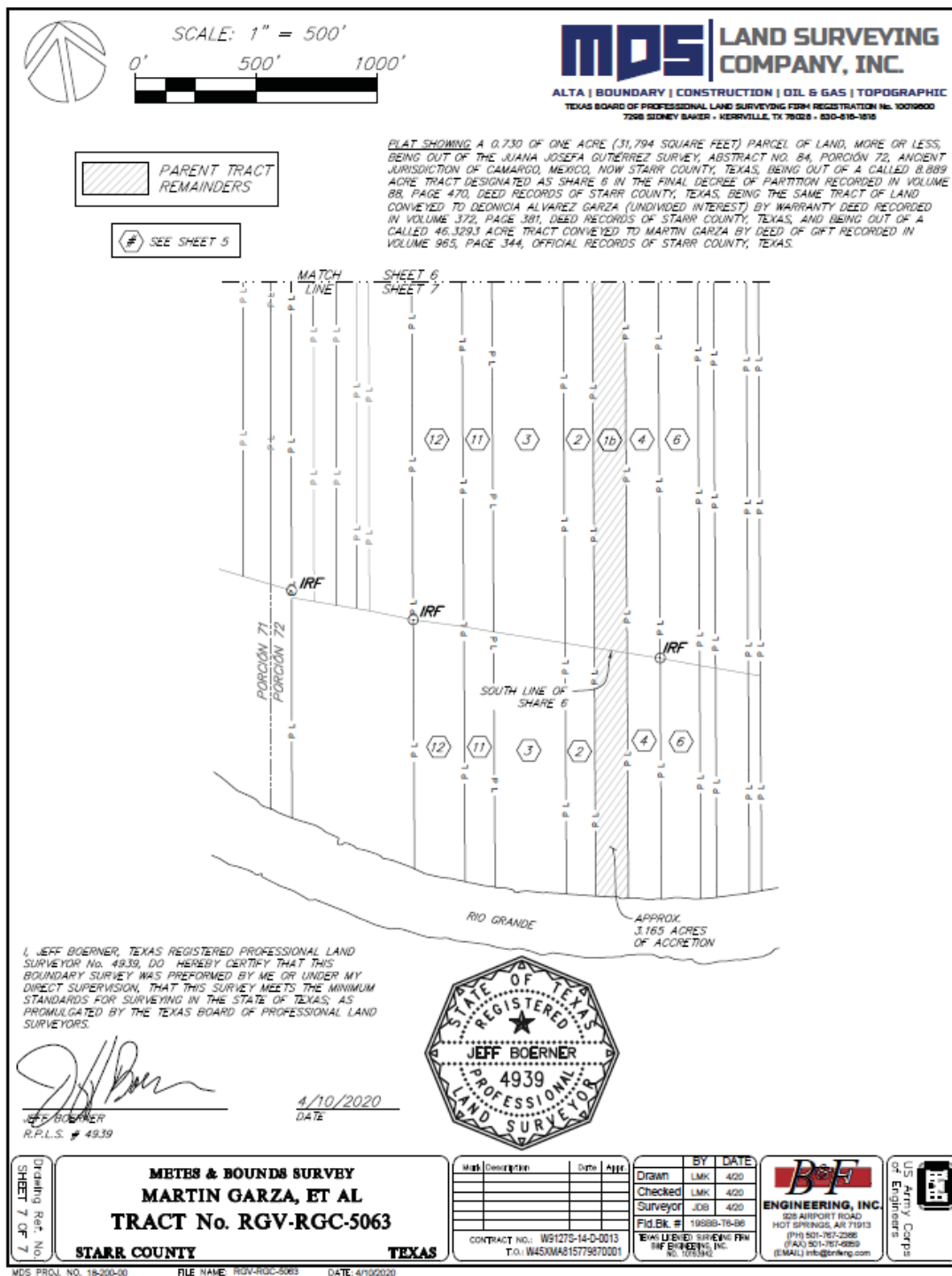
Professional Engineer

MDS PROJ. NO. 18-200-00

FILE NAME: RGV-RGC-5063

DATE: 4/10/2020

SCHEDULE D (Cont.)

SCHEDULE D (Cont.)

Tract: RGV-RGC-5063

Owner: Martin Ricardo Garza, et al.

Acreage: 0.730

SCHEDULE E

SCHEDULE E

ESTATE TAKEN

Starr County, Texas

Tract: RGV-RGC-5063

Owner: Martin Ricardo Garza, *et al.*

Acres: 0.730

The estate acquired is fee simple, subject to existing easements for public roads and highways, public utilities, railroads, and pipelines; and subject to the mineral interests of third parties; excepting and reserving to the Grantor all interests in minerals and appurtenant rights for the exploration, development, production and removal of said minerals;

Reserving to the owners of land described in Certified Copy of Final Decree of Partition recorded with Starr County Clerk, Texas, on 4 March 1936, volume 88, page 470, document number 1935-4879, and Warranty Deed recorded with Official Records of Starr County, Texas on 8 August 1973, volume 372, page 381, document number 1973-83611, and Deed of Gift recorded with Official Records of Starr County, Texas on 9 June 2003, volume 965, page 344, document number 2003-230492 reasonable access to and from the owners' lands lying between the Rio Grande River and the border barrier through opening(s) or gate(s) in the border barrier between the westernmost mark labeled "Beginning" and easternmost mark labeled "Ending" depicted on the map below;

Excepting and excluding all interests in water rights and water distribution and drainage systems, if any, provided that any surface rights arising from such water rights or systems are subordinated to the United States' construction, operation, and maintenance of the border barrier.

SCHEDULE E (Cont.)



SCHEDULE F

SCHEDULE F

ESTIMATE OF JUST COMPENSATION

The sum estimated as just compensation for the land being taken is TWO THOUSAND AND THREE HUNDRED DOLLARS AND NO/100 (\$2,300.00), to be deposited herewith in the Registry of the Court for the use and benefit of the persons entitled thereto.

SCHEDULE G

SCHEDULE G**INTERESTED PARTIES**

The following table identifies all persons who have or claim an interest in the property condemned and whose names are now known, indicating the nature of each person's property interest(s) as indicated by references in the public records and any other information available to the United States. See Fed. R. Civ. P. 71.1(c).

Interested Party	Reference
San Juanita J. Garza [REDACTED] McAllen, TX [REDACTED] Martin Ricardo Garza [REDACTED] Brenham, TX [REDACTED] Marissa Iris G. Lee [REDACTED] Ada, MI [REDACTED] Jaime A. Garza [REDACTED] Sugarland, TX [REDACTED] Aaron A. Garza [REDACTED] McAllen, TX [REDACTED] Marco A. Garza [REDACTED] Edinburg, TX [REDACTED] The Unknown Heirs of Martin Garza	RGV-RGC-5063 Deed of Gift, Document #2003-230492; Recorded June 4, 2003, Deed Records of Starr County
Deonicia Alvarez Garza [REDACTED] Edinburg, TX [REDACTED]	Warranty Deed, Document #1973-83611; Recorded February 2, 1973 Deed Records of Starr County
Ameida Salinas 100 N. FM 3167 Suite 201 Rio Grande City, TX 78582	Starr County Tax Assessor Office